

DEC 14 2006

Atty. Dkt. No. 041673-1001

REMARKS

Applicant respectfully requests reconsideration of the present application in view of the foregoing amendments and in view of the reasons that follow.

Claims 1-69 and 73-76 were previously cancelled. Claims 70, 90 and 92 are currently being amended.

This amendment adds, changes and/or deletes claims in this application. A detailed listing of all claims that are, or were, in the application, irrespective of whether the claim(s) remain under examination in the application, is presented, with an appropriate defined status identifier.

After amending the claims as set forth above, claims 70-72 and 77-97 are now pending in this application.

In the Advisory Action, it was explained that the Examiner considered the claims not to be enabled under 35 U.S.C. §112, first paragraph for use of the claimed method in treating any condition other than heart failure. In the interests of compact prosecution, Applicants herein have amended the claims to limit their scope to treatment of heart failure. In view of these amendments, Applicants respectfully submit that the claims define an invention which is fully enabled by the Specification, and so request reconsideration and allowance thereof.

Applicant believes that the present application is now in condition for allowance. Favorable reconsideration of the application as amended is respectfully requested.

The Examiner is invited to contact the undersigned by telephone if it is felt that a telephone interview would advance the prosecution of the present application.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check or

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credit card payment form being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872. If any extensions of time are needed for timely acceptance of papers submitted herewith, Applicants hereby petition for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

Respectfully submitted,

Date 12-14-2006By Stacy L. Taylor

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